

86TH CONGRESS
1ST SESSION

S. 1495

IN THE HOUSE OF REPRESENTATIVES

JULY 7, 1959

Referred to the Committee on Post Office and Civil Service

AN ACT

To consolidate and revise the laws relating to employment of aliens in the several States and the District of Columbia.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That a person may not be employed by the Government
4 of the United States, or by a corporation the majority of
5 whose stock is owned by the United States, in an appointive
6 or elective position within the several States and the Dis-
7 trict of Columbia unless he is a citizen of the United States
8 or owes permanent allegiance to the United States. An
9 affidavit to this effect signed by the person shall be con-
10 sidered prima facie evidence that he meets the requirement
11 of this subsection. Remuneration paid to a person em-

I

1 ployed by the United States who does not meet the require-
2 ment of this subsection shall be recoverable by the United
3 States.

4 (b) This section does not apply to (A) temporary or
5 indefinite employment of aliens when it is not possible to
6 recruit qualified citizens; (B) temporary employment for
7 not more than thirty days as a result of emergencies; or
8 (C) employment at nominal remuneration in positions at
9 Government hospitals when filled by patients as therapeutic
10 treatment.

11 (c) This section shall not operate to prevent the reten-
12 tion and compensation after the effective date of this Act of
13 an alien lawfully employed by the United States on the day
14 before this Act became applicable to his position.

15 SEC. 2. (a) Section 2 of the Act of March 5, 1942,
16 ch. 140, as amended (7 U.S.C. 172), is further amended by
17 striking so much of the first sentence as reads, "including
18 citizens of other countries,".

19 (b) Section 1584 of title 10, United States Code, is
20 repealed.

21 (c) Section 7473 of title 10, United States Code, is
22 repealed.

23 (d) Section 2 of the Act of February 28, 1947, chapter

1 8, as amended (21 U.S.C. 114c), is further amended by
2 striking "including the employment of civilian nationals of
3 Mexico,".

4 (e) Section 5 (b) of the Act of August 1, 1956, chapter
5 841 (5 U.S.C. 170i), is amended by striking clause (1)
6 and renumbering clauses (2), (3), and (4) as (1), (2),
7 and (3), respectively.

8 (f) Section 207 of the Act of July 1, 1944, chapter
9 373, as renumbered by the Act of February 28, 1948, chap-
10 ter 83, section 5, and amended (42 U.S.C. 209), is further
11 amended by striking subsection (h) and redesignating sub-
12 section (i) as subsection (h).

13 (g) Section 203 (b) of the National Aeronautics and
14 Space Act of 1958 (42 U.S.C. 2473) is amended by striking
15 clause (10) and redesignating clauses (11), (12), and (13)
16 as clauses (10), (11), and (12), respectively.

17 (h) The second paragraph under the heading "Library
18 of Congress, Administrative Provisions" in section 101 of
19 the Act of July 31, 1958, Public Law 85-570 (72 Stat.
20 452), is repealed.

21 (i) The paragraph under "Foreign Claims Settlement
22 Commission, salaries and expenses" in section 101 of the
23 Act of June 25, 1958, Public Law 85-468 (72 Stat. 223),

1 is amended by striking so much as reads "and employment
2 of aliens;" and by inserting "and" before "hire of motor
3 vehicles for field use only".

4 (j) Section 202 of the Act of June 25, 1958, Public
5 Law 85-468 (72 Stat. 224), is repealed.

6 (k) Title IV of the Act of June 30, 1958, Public Law
7 85-474 (72 Stat. 256), is amended by striking "(2) aliens
8 within the United States," and redesignating the following
9 clause (3) as (2).

10 (l) Section 402 of the Act of June 13, 1958, Public
11 Law 85-459 (7 U.S.C. 435), is repealed.

12 (m) Section 602 of the Act of August 22, 1958, Public
13 Law 85-724 (72 Stat. 723), is repealed.

14 (n) Section 6 of the Act of July 28, 1950, chapter
15 503 (5 U.S.C. 341d), is amended by striking clauses (b)
16 and (d) and redesignating clauses (c) and (e) as (b)
17 and (c), respectively.

18 (o) Section 801 (5) of the United States Information
19 and Educational Exchange Act of 1948 (22 U.S.C.
20 1471) is amended by striking "(i)" and ", and (ii)
21 aliens within the United States, but such employment of
22 aliens shall be limited to services related to the translation
23 or narration of colloquial speech in foreign languages when
24 suitably qualified United States citizens are not available".

25 (p) Chapter XI of the Act of August 27, 1958, Public

5

- 1 Law 85-766 (72 Stat. 880), is amended by striking from
- 2 the paragraph headed "Operating expenses" the words
- 3 ", including the employment of aliens".

Passed the Senate July 6, 1959.

Attest: FELTON M. JOHNSTON,
Secretary.

COMPTROLLER

The Office of the Comptroller has no comments to offer in connection with S.1495. However, since the Office of Personnel has the responsibility for the recruitment of personnel for the Agency, S.1495 should be referred to that Office for comments.

STATINT



STATINT

